

cc: BOS

Page 1 of 2

John Murray

From: Dore' Hunter
Sent: Tuesday, April 10, 2007 12:14 PM
To: Board of Selectmen; Manager Department
Cc: janicetuffin@verizon.net
Subject: Written text of Selectmen's motion re Article 39
Attachments: BOS Art 39 Motions.doc

Hi Folks,

Copied into this message and also attached is yet another version of the Motions that the Board authorized at the TM pre-meeting last night. The only changes from the prior version, however, is that I changed the first line of the caption to indicate they will be Board, rather than my personal motions, and I inserted two commas in the last sentence on the sheet for clarity.

I will provide the Moderator a copy as per the usual protocol.

It might be appropriate and useful, since it is not the easiest amendment to understand, if the staff made copies and placed them on the entry way table outside the auditorium this evening.

For Mr. Tuffin: The question was raised by one of your petitioners last night whether members of the group that has brought forward your Citizen's Petition would be named to the proposed committee. The answer is a most definite YES, the whole referral to a committee concept is based on obtaining a mutual exchange of ideas, hopefully to accomplish the end result we are all seeking. To that end I would also expect other folks who have not taken a position on the subject matter would be sought, and several persons involved in Town government would also be involved.

Board of Selectmen's Motions in re:

Article 39 "Cellular Towers in Residential and School Areas"

Mr. Hunter moves that so much of Article 39 as is set out in the paragraph in the Warrant that is numbered 1.2 be amended by:

A. Substituting the word "directed" in lieu of the word "requested" in the last sentence of the original text,

and

B. Adding another three sentences to 1.2 which are: "The Board of Selectmen is hereby directed to form a committee to study the present Zoning Bylaw Article 37 "Wireless Communication Facilities" and propose improvements thereto, which are compatible with the provisions of the Telecommunications Act of 1996, including, without limitation, language most likely to result in adequate separation of wireless communications facilities (so called Cell Towers) from residences, schools, and other locations. Such committee is to present its report prior to a Special Town Meeting to be

4/10/2007

called by the Board of Selectmen before the end of 2007. Pending the receipt of the committee's report the Planning Board is to be directed to not accept any applications for construction of new wireless communications facilities."

The text of paragraph 1.2, if so amended, would then read as follows:

"The Board of Selectmen is hereby directed to form a committee to study the present Zoning Bylaw Article 37 'Wireless Communication Facilities' and propose improvements thereto, which are compatible with the provisions of the Telecommunications Act of 1996, including, without limitation, language most likely to result in adequate separation of wireless communications facilities (so called Cell Towers) from residences, schools, and other locations. Such committee is to present its report prior to a Special Town Meeting to be called by the Board of Selectmen before the end of 2007. Pending the receipt of the committee's report the Planning Board is to be directed to not accept any applications for construction of new wireless communications facilities."

.....

[Upon passage of the foregoing Motion by the Meeting, the following additional Motion will be offered:]

Mr. Hunter moves that the Meeting's consideration of the remainder of the text of Article 39, not addressed in his prior Motion, be postponed indefinitely.

Regards,
Dore' Hunter
Selectman & VSO, Town of Acton, MA
Telephone: 978-263-0882
Email: dorehunter@aol.com

See what's free at AOL.com.